AMENDMENTS TO THE CLAIMS:

1. (Currently amended) A server, comprising:

~~a~~ comparing means for comparing an ~~the~~ amount of received load corresponding to ~~caused by~~ received data transferred from plural clients with a designated value; and

~~a~~ judging means for judging whether a part of said received data should be ~~is~~ discarded ~~or not~~,

wherein ~~:~~ said server controls said received load corresponding to ~~caused by~~ said received data transferred from said plural clients based on a judged result of said judging means ~~by said judged result~~.

2. (Currently amended) A server in accordance with claim 1,

wherein ~~:~~ said designated value is set based on a receiving capacity of said server.

3. (Currently amended) A server, comprising:

~~a~~ shaper value setting means for setting a shaper value based on a receiving capacity of said server; and

~~a~~ shaper means for comparing an ~~the~~ amount of received load corresponding to ~~caused by~~ received data transferred from plural clients and said shaper value, and judging whether a part of said received data transferred from said plural clients should be ~~is~~ discarded ~~or not~~.

4. (Currently amended) A server in accordance with claim 3,

wherein ~~:~~ said shaper means discards a part of said received data exceeding ~~being exceeded~~ said received load based on a ~~by said~~ judged result.

5. (Currently amended) A server in accordance with claim 4,

wherein, when ~~: in case that~~ said shaper judges that the amount of said received

load exceeds said shaper value and discards a part of said received data, and when a part of said received data ~~(packet)~~ is discarded by utilizing an EPD (early packet discard), a remaining part of said received data ~~packet~~ is discarded ~~early~~.

6. (Currently amended) A server in accordance with claim 4,

wherein when ~~: in case that~~ said shaper judges that the amount of said received load exceeds said shaper value and discards a part of said received data, a part of said received data ~~(packet)~~ is discarded from a packet including a ~~having~~ low priority by utilizing a QoS (quality of service) based on an ~~the~~ order of priority to each of said received data ~~(packet)~~.

7. (Currently amended) A network system, comprising:

plural clients connecting to a network; and

a server connecting to said plural clients through said network,

wherein : said server controls an ~~the~~ amount of received load corresponding to ~~caused by~~ the received data transferred from said plural clients, and

wherein said server compares the amount of said received load corresponding to said received data with a designated value.

8. (Currently amended) A network system in accordance with claim 7, wherein said server ~~compares the amount of said received load caused by said received data with a designated value and~~ judges whether a part of said received data ~~is~~ should be discarded ~~or not~~ based on said judged result.

9. (Currently amended) A network system in accordance with claim 8, wherein said designated value is set based on ~~by~~ a receiving capacity of said server.

10. (Currently amended) A network system, comprising

plural clients connecting to a network; and

a server connecting ~~to~~ said plural clients through said network,

wherein ~~:—~~ said server comprises: ~~, comprising:~~

~~a~~ shaper value setting means for setting a shaper value based on a receiving capacity of said server; and

~~a~~ shaper means for comparing an ~~the~~ amount of received load corresponding to ~~caused by~~ received data transferred from plural clients and said shaper value, and judging whether a part of said received data transferred from said plural clients should be ~~is~~ discarded ~~or not~~.

11. (Currently amended) A network system in accordance with claim 10,

wherein ~~:—~~ said shaper means discards a part of said received data when the amount of said received load exceeds said shaper value.

12. (Currently amended) A network system in accordance with claim 10,

wherein, when ~~:in case that~~ said shaper means judges that the amount of said received load exceeds said shaper value and discards a part of said received data, and when a part of said received data ~~(packet)~~ is discarded by utilizing an EPD (early packet discard), a remaining part of said received data ~~packet~~ is discarded ~~early~~.

13. (Currently amended) A network system in accordance with claim 10,

wherein, when ~~: in case that~~ said shaper means judges that the amount of said received load exceeds said shaper value and discards a part of said received data, a part of said received data ~~(packet)~~ is discarded from a packet including a ~~having~~ low priority by utilizing a QoS (quality of service) based on an ~~the~~ order of priority to each of said received data ~~(packet)~~.

14. (Currently amended) A received load control method at a network system in which a server connects to plural clients through a network, comprising:

~~wherein: said server comprising the steps of:~~

setting a shaper value based on a receiving capacity of said server;

comparing an ~~the~~ amount of received load corresponding to ~~caused by~~ received data transferred from said plural clients and said shaper value; and

discarding a part of said received data exceeding ~~being exceeded~~ said shaper value when the amount of said received load exceeds said shaper value.

15. (Currently amended) A received load control method at a network system in which a server connects to plural clients through a network in accordance with claim 14,

wherein ~~: at said discarding a part of said receiving da~~ta, when ~~in case that~~ the amount of said received load exceeds said shaper value and a part of said received data is discarded, and when a part of said received data ~~(packet)~~ is discarded by utilizing an EPD (early packet discard), a remaining part of said received data ~~(packet)~~ is discarded ~~early~~.

16. (Currently amended) A received load control method at a network system in which a server connects to plural clients through a network in accordance with claim 14,

wherein ~~: at said discarding a part of said receiving data~~, when ~~in case that~~ the amount of said received load exceeds said shaper value and a part of said received data is discarded, a part of said received data ~~(packet)~~ is discarded from a packet including a ~~having~~ low priority by utilizing a QoS (quality of service) based on an ~~the~~ order of priority to each of said received data ~~(packet)~~.

17. (Currently amended) A received load control method at a network system in which a server connects to plural clients through a network in accordance with claim 14,

wherein, ~~:~~ at said setting a shaper value, said shaper value is set by equipment disposed ~~at the~~ outside of said server.

18. (New) A server, comprising:

means for setting a shaper value based on a receiving capacity of said server; and

means for comparing an amount of received load corresponding to data received from a plurality of clients with said shaper value.

19. (New) The server in accordance with claim 18, further comprising means for judging whether a part of said data received should be discarded.

20. (New) A received load control method comprising:

setting a shaper value corresponding to a data receiving capacity of a processing unit of a server;

determining whether an amount of received data is less than said shaper value;

transmitting said amount of received data to said processing unit if said amount of received data is less than said shaper value; and

transmitting a part of said amount of said received data to said processing unit if said amount of received data is not less than said shaper value.

21. (New) The received load control method according to claim 20, further comprising:

outputting said value to a shaper; and

discarding a remaining part of said amount of said received data that exceeds said shaper value.

22. (New) The server in accordance with claim 1,

wherein said received data comprises a data packet.

23. (New) The server in accordance with claim l,

wherein said designated value is set based on a receiving capacity of said server and

a predetermined margin of receiving capacity of said server.

24. (New) A server, comprising:

a comparator that compares an amount of received load corresponding to received data transferred from plural clients with a designated value; and

a judger that judges whether a part of said received data should be discarded,

wherein said server controls said received load corresponding to said received data transferred from said plural clients based on a judged result of said judger.